

January 15, 2002

**Ex Parte – Via Electronic Filing**

Ms. Magalie Roman Salas  
Secretary  
Federal Communications Commission  
The Portals  
445 Twelfth Street, S.W.  
Washington, DC 20554

Re: VoiceStream Wireless Corporation Request for Limited Modification  
of E911 Phase II Implementation Plan, CC Docket No. 94-102

Dear Ms. Salas:

On January 14, 2002, Bob Calaff, Jim Nixon, Mark Cosgrove and John Pottle, all of VoiceStream Wireless, and I, on behalf of VoiceStream Wireless, met with Kris Monteith, Tom Navin, Blaise Scinto, Patrick Forster, Dan Grosch, and Jennifer Tomchin, all of the Wireless Telecommunications Bureau, regarding the Request for Limited Modification of E911 Phase II Implementation Plan (VoiceStream Modification Request) filed by VoiceStream on December 21, 2001 in the above-captioned docket. The points of our presentation are set forth in the VoiceStream modification request.

We stated that the requested modifications stem from the fact that some of the network equipment necessary to implement both NSS and E-OTD has not finished final development, delivery and testing. We stated that, in the VoiceStream Modification Request, we had provided expected delivery dates for each network element necessary for NSS and E-OTD. We also stated that two pieces of equipment (Nokia LMU and Ericsson LMU) that had been expected to be delivered on or before January 15, 2002 had indeed been delivered. We also noted that VoiceStream had received E-OTD capable handsets from Motorola and Nokia, as it had anticipated. We emphasized that these handsets must be tested on a live E-OTD network and in VoiceStream's laboratories before they can be qualified for commercial release.

We also informed the Bureau that NSS for the New Jersey portions of the Philadelphia and New York MTAs served by a combination of Nortel and Ericsson equipment would not be ready until approximately November 2002. This is a unique situation, due to the fact that equipment from two manufacturers must operate within the same local system. We stated that we would modify the modification to reflect this unique circumstance with respect to those MTAs.

VoiceStream also clarified that its proposal to satisfy all PSAP requests pending as of June 30, 2002 by December 31, 2002 should not be construed to suggest that it will not be deploying Phase II in any market until the end of the year. Indeed, VoiceStream has previously outlined to the Commission its plans to prioritize deployment of E-OTD according to those communities identified by public safety that will be ready to receive and utilize Phase II data the earliest. VoiceStream will begin E-OTD deployment in its FOA markets in the spring and summer of this year.

We noted that, in proposing new deadlines, we had used our best judgment as to a reasonable set of dates, but had not tried to build in every possible "worst case" scenario, particularly with respect to issues specific to a particular market or cell site. We noted that deployment delays may occur due to very localized issues outside of VoiceStream's control. As an example, VoiceStream was recently informed that Salt Lake City had rejected VoiceStream's request for zoning approval to add certain antennas necessary for E-OTD operation to its towers. VoiceStream is attempting to remedy this situation with the city, but if Salt Lake City persists in its decision, it will be impossible for VoiceStream to implement E-OTD in that area. We currently anticipate taking these localized issues up with the Commission only as necessary and in light of the specific circumstances.

We urged the Bureau to proceed with consideration of the waiver, particularly in light of the strong and leading efforts VoiceStream has undertaken to develop E-OTD as a location identification solution for GSM.

Sincerely,



John T. Nakahata  
Counsel to VoiceStream Wireless

c: Bob Calaff  
Brian O'Connor